

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

**ECHOSTAR SATELLITE LLC, a Colorado  
corporation; ECHOSTAR TECHNOLOGIES  
CORPORATION, a Texas corporation, and  
NAGRASTAR LLC, a Colorado corporation,**

**Plaintiffs,**

**v.**

**FINISAR CORPORATION, a Delaware  
corporation,**

**Defendant.**

**C. A. No. 06-0425-JJF**

**STIPULATION AS TO CONFIDENTIALITY OF BRIEFING MATERIALS FILED IN  
CONNECTION WITH FINISAR'S MOTION TO DISMISS**

The parties through their attorneys stipulate that materials designated as confidential during the parties' discussions, including but not limited to Exhibit J to the Declaration of Dion M. Bregman, may be treated as confidential and may be served and filed under seal.

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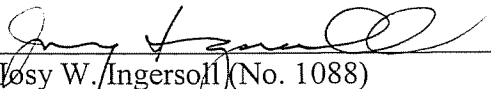
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**SO ORDERED** this \_\_\_\_\_ day of November, 2006

\_\_\_\_\_  
United States District Judge